

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Art Unit : 3728
Examiner : Shian Tinh Nhan Luong
Applicant : Julio Casanova
Appln. No. : 10/789,858
Filing Date : February 27, 2004
Confirmation No. : 8485
For : MODULAR BATTERY PACKAGE

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

NOTICE OF APPEAL FROM THE PRIMARY
EXAMINER TO THE BOARD OF PATENT
APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board from the decision of the Primary Examiner mailed December 20, 2006 finally rejecting claims 1-14, 19-34, and 39-41.

The item(s) checked below are appropriate:

1. STATUS OF APPLICANT

This application is on behalf of:

other than a small entity
 small entity

Verified Statement

attached
 previously submitted on

Applicant : Julio Casanova
Appln. No. : 10/789,858
Page : 2

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 35 USC §41(a)(6) the fee for filing the Notice of Appeal is:

<input checked="" type="checkbox"/>	small entity	\$250.00
<input type="checkbox"/>	other than a small entity	\$500.00

Notice of Appeal fee due: \$500.00

3. EXTENSION OF TIME

(complete (a) or (b) as applicable)

The proceedings herein are for a patent application and the provisions of 37 C.F.R. §1.136 apply.

(a) — Applicant petitions for an extension of time under 37 C.F.R. §§41.37(e) for the total number of months checked below:

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
<input checked="" type="checkbox"/> one month	\$120.00	\$60.00
<input type="checkbox"/> two months	\$450.00	\$225.00
<input type="checkbox"/> three months	\$1020.00	\$510.00

Fee: \$

If an additional extension of time is required please consider this a petition therefor.

(check and complete the next item, if applicable)

(b) — An extension for _____ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request: \$

or

Applicant : Julio Casanova
Appln. No. : 10/789,858
Page : 3

(b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee:	\$500.00
Extension fee (if any):	\$120.00
Total Fee Due:	\$620.00

5. FEE PAYMENT

 Attached is a check in the sum of \$

X Charge Account No. 16 2463 the sum of \$620.00
A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

X If any additional extension and/or fee is required charge Account No. 16 2463.

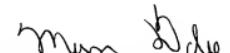
and/or

X If any additional fee for claims is required, charge Account No. 16 2463.

Respectfully submitted,

April 19, 2007

Date


Marcus P. Dolce, Registration No. 46 073
Price, Heneveld, Cooper, DeWitt & Litton, LLP
695 Kenmoor, S.E.
Post Office Box 2567
Grand Rapids, Michigan 49501
(616) 949-9610

MPD/msj